

UNITED STATES DISTRICT COURT
MIDDLE DISTRICT OF NORTH CAROLINA

DANIELLE SEAMAN, individually and
on behalf of all others similarly situated,

Plaintiff,

v.

DUKE UNIVERSITY, *et al.*,

Defendants.

Civil No. 1:15-cv-462-CCE-JLW

Judge Catherine C. Eagles

STIPULATION AND PROPOSED ORDER

WHEREAS Plaintiff Dr. Seaman and Defendants Duke University and Duke University Health System (collectively “Duke”) have executed a settlement that is before the Court upon Dr. Seaman’s Motion for Preliminary Approval;

WHEREAS the Settlement proposes to resolve claims of the Class under the Sherman Act;

WHEREAS the United States Department of Justice is charged with enforcing the Sherman Act and has filed a Statement of Interest previously in this action;

WHEREAS the United States has filed an unopposed motion to intervene (the “Motion to Intervene”) for the limited purpose of joining the settlement and thereby obtaining the right to enforce any injunction entered by the Court against Defendant Duke University and any related Duke entities in resolution of this case; and

WHEREAS the proposed settlement includes injunctive relief and specifies that the United States may enforce those provisions if necessary;

Dr. Seaman and Duke hereby Stipulate and Agree that the United States, as set forth in its Motion to Intervene, may intervene in this action for the limited purpose of joining the settlement and thereby obtain the right to enforce any injunction entered by the Court against Defendant Duke University and that the United States of America's Unopposed Motion to Intervene should be granted.

Dated: May 20, 2019

/s/ Dean M. Harvey

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*admitted pursuant to LR83.1(d)

Counsel for Dr. Seaman and the Class

Dated: May 20, 2019

/s/ James P. Cooney

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*Counsel for Defendants Duke University and
Duke University Health System*

SO ORDERED this ____ day of _____, 2019.

THE HONORABLE CATHERINE C. EAGLES
UNITED STATES DISTRICT JUDGE

Dated: _____

United States District Court Judge
Middle District of North Carolina